

1 THE HONORABLE JOHN C. COUGHENOUR

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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT SEATTLE

9 NEW SUMMIT PARTNER CORP.,

10 Plaintiff,

11 v.

12 CORNWALL, LLC, *et al.*,

13 Defendants.
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CASE NO. C18-1599-JCC

ORDER

15 This matter comes before the Court on the parties' stipulated motion for entry of a
16 prejudgment writ of attachment (Dkt. No. 22). Having considered the parties' stipulations, the
17 relevant record, and otherwise being fully advised in the premises, it is hereby ORDERED that:

18 The parties' stipulated motion for issuance of a Prejudgment Writ of Attachment (Dkt.
19 No. 22) is GRANTED. The Clerk of this Court shall issue a prejudgment writ of attachment for
20 the attachment of net proceeds of no less than \$450,000.00 from the sale of the Subject Property,
21 plus additional sums accruing after February 13, 2019 as set forth in the parties' Settlement
22 Agreement and in the form of the Writ of Attachment submitted herewith. The Court FINDS that
23 pursuant to Revised Code of Washington § 6.26.070(1), Plaintiff has established the probable
24 validity of its claim, and there is probable cause to believe that the statutory grounds for
25 attachment exist. Defendants CORNWALL, LLC and GERALD RIDEOUT and KIM
26 RIDEOUT their successors, assigns, agents, and attorneys, and all others having notice of this

1 Order are enjoined from disposing, distributing, converting, or otherwise conveying no less than
2 \$450,000.00 of net proceeds from the sale of the Subject Property, plus additional sums accruing
3 after February 13, 2019 as set forth in the parties' Settlement Agreement and in the form of the
4 Writ of Attachment submitted herewith, absent the entry of an Order by this Court.

5 The Subject Property may be sold, but the net proceeds in an amount no less than
6 \$450,000.00 from the sale of the Subject Property, plus any additional sums as applicable as set
7 forth in the parties' Settlement Agreement, shall be attached, immediately directed to the
8 Plaintiff as provided by the Settlement Agreement or to the Registry of the Court, and held in
9 favor of this pending lawsuit, in the event a dispute pertaining the interpretation of the Settlement
10 Agreement.

11 The Court has further considered whether Plaintiff should be required to post a bond
12 pursuant to Revised Code of Washington § 6.25.080. In light of the parties' stipulation that no
13 bond is necessary, and as under Revised Code of Washington § 4.44.470 the Court has power to
14 prescribe the amount of a bond or other security notwithstanding any requirement of another
15 statute, Plaintiff shall not be required to post an attachment bond or other security.

16 DATED this 1st day of February 2019.

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20 John C. Coughenour
21 UNITED STATES DISTRICT JUDGE
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